

House File 2450

S-5145

1 Amend House File 2450, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. By striking everything after the enacting clause  
4 and inserting:

5 <DIVISION I

6 FY 2013-2014 — APPROPRIATIONS

7 Section 1. 2013 Iowa Acts, chapter 139, section  
8 3, subsection 1, paragraph a, is amended to read as  
9 follows:

10 a. For the operation of the Fort Madison  
11 correctional facility, including salaries, support,  
12 maintenance, and miscellaneous purposes:  
13 ..... \$ 43,107,133

14 Of the amount appropriated in this paragraph, the  
15 department may use up to \$500,000 for the remodel of  
16 the relocated John Bennett facility and the demolition  
17 of the existing farm bunkhouse adjacent to the newly  
18 constructed Fort Madison correctional facility.  
19 Notwithstanding section 8.33, moneys allocated in this  
20 unnumbered paragraph designated for the remodel and  
21 demolition that remain unencumbered or unobligated at  
22 the close of the fiscal year shall not revert but shall  
23 remain available to be used for the purposes designated  
24 until the close of the succeeding fiscal year.

25 Sec. 2. EFFECTIVE UPON ENACTMENT. This division of  
26 this Act, being deemed of immediate importance, takes  
27 effect upon enactment.

28 DIVISION II

29 FY 2014-2015 — APPROPRIATIONS

30 Sec. 3. 2013 Iowa Acts, chapter 139, section 19, is  
31 amended to read as follows:

32 SEC. 19. DEPARTMENT OF JUSTICE.

33 1. There is appropriated from the general fund  
34 of the state to the department of justice for the  
35 fiscal year beginning July 1, 2014, and ending June 30,  
36 2015, the following amounts, or so much thereof as is  
37 necessary, to be used for the purposes designated:

38 a. For the general office of attorney general for  
39 salaries, support, maintenance, and miscellaneous  
40 purposes, including the prosecuting attorneys training  
41 program, matching funds for federal violence against  
42 women grant programs, victim assistance grants, office  
43 of drug control policy prosecuting attorney program,  
44 and odometer fraud enforcement, and for not more than  
45 the following full-time equivalent positions:  
46 ..... \$ 3,983,965  
47 ..... 8,164,905  
48 ..... FTEs 214.00

49 It is the intent of the general assembly that as  
50 a condition of receiving the appropriation provided

1 in this lettered paragraph, the department of justice  
2 shall maintain a record of the estimated time incurred  
3 representing each agency or department.

4 b. For victim assistance grants:

5 ..... \$ ~~3,367,200~~  
6 6,734,400

7 The funds appropriated in this lettered paragraph  
8 shall be used to provide grants to care providers  
9 providing services to crime victims of domestic abuse  
10 or to crime victims of rape and sexual assault.

11 The balance of the victim compensation fund  
12 established in section 915.94 may be used to provide  
13 salary and support of not more than 24 FTEs and  
14 to provide maintenance for the victim compensation  
15 functions of the department of justice.

16 The department of justice shall transfer at least  
17 \$150,000 from the victim compensation fund established  
18 in section 915.94 to the victim assistance grant  
19 program.

20 Notwithstanding section 8.33, moneys appropriated  
21 in this paragraph "b" that remain unencumbered or  
22 unobligated at the close of the fiscal year shall not  
23 revert but shall remain available for expenditure for  
24 the purposes designed until the close of the succeeding  
25 fiscal year.

26 c. For legal services for persons in poverty grants  
27 as provided in section 13.34:

28 ..... \$ ~~1,090,281~~  
29 2,400,000

30 2. a. The department of justice, in submitting  
31 budget estimates for the fiscal year commencing July  
32 1, 2015, pursuant to section 8.23, shall include a  
33 report of funding from sources other than amounts  
34 appropriated directly from the general fund of the  
35 state to the department of justice or to the office of  
36 consumer advocate. These funding sources shall include  
37 but are not limited to reimbursements from other state  
38 agencies, commissions, boards, or similar entities, and  
39 reimbursements from special funds or internal accounts  
40 within the department of justice. The department of  
41 justice shall also report actual reimbursements for the  
42 fiscal year commencing July 1, 2013, and actual and  
43 expected reimbursements for the fiscal year commencing  
44 July 1, 2014.

45 b. The department of justice shall include the  
46 report required under paragraph "a", as well as  
47 information regarding any revisions occurring as a  
48 result of reimbursements actually received or expected  
49 at a later date, in a report to the co-chairpersons  
50 and ranking members of the joint appropriations

1 subcommittee on the justice system and the legislative  
2 services agency. The department of justice shall  
3 submit the report on or before January 15, 2015.

4 Sec. 4. 2013 Iowa Acts, chapter 139, section 20, is  
5 amended to read as follows:

6 SEC. 20. OFFICE OF CONSUMER ADVOCATE. There is  
7 appropriated from the department of commerce revolving  
8 fund created in section 546.12 to the office of  
9 consumer advocate of the department of justice for the  
10 fiscal year beginning July 1, 2014, and ending June 30,  
11 2015, the following amount, or so much thereof as is  
12 necessary, to be used for the purposes designated:

13 For salaries, support, maintenance, miscellaneous  
14 purposes, and for not more than the following full-time  
15 equivalent positions:

16 ..... \$ ~~1,568,082~~  
17 ..... 3,137,588  
18 ..... FTEs 22.00

19 Sec. 5. 2013 Iowa Acts, chapter 139, section 21, is  
20 amended to read as follows:

21 SEC. 21. DEPARTMENT OF CORRECTIONS — FACILITIES.

22 1. There is appropriated from the general fund of  
23 the state to the department of corrections for the  
24 fiscal year beginning July 1, 2014, and ending June  
25 30, 2015, the following amounts, or so much thereof as  
26 is necessary, to be used for the operation of adult  
27 correctional institutions, reimbursement of counties  
28 for certain confinement costs, and federal prison  
29 reimbursement, to be allocated as follows:

30 a. For the operation of the Fort Madison  
31 correctional facility, including salaries, support,  
32 maintenance, and miscellaneous purposes:

33 ..... \$ ~~21,553,567~~  
34 ..... 43,021,602

35 b. For the operation of the Anamosa correctional  
36 facility, including salaries, support, maintenance, and  
37 miscellaneous purposes:

38 ..... \$ ~~16,460,261~~  
39 ..... 33,668,253

40 It is the intent of the general assembly that the  
41 department of corrections maintain and operate the  
42 Luster Heights prison camp.

43 c. For the operation of the Oakdale correctional  
44 facility, including salaries, support, maintenance, and  
45 miscellaneous purposes:

46 ..... \$ ~~29,275,062~~  
47 ..... 59,240,786

48 d. For the operation of the Newton correctional  
49 facility, including salaries, support, maintenance, and  
50 miscellaneous purposes:

1 ..... \$ ~~13,563,645~~  
2 27,572,108

3 e. For the operation of the Mt. Pleasant  
4 correctional facility, including salaries, support,  
5 maintenance, and miscellaneous purposes:  
6 ..... \$ ~~12,405,714~~  
7 25,360,135

8 f. For the operation of the Rockwell City  
9 correctional facility, including salaries, support,  
10 maintenance, and miscellaneous purposes:  
11 ..... \$ ~~4,835,574~~  
12 9,836,353

13 g. For the operation of the Clarinda correctional  
14 facility, including salaries, support, maintenance, and  
15 miscellaneous purposes:  
16 ..... \$ ~~12,620,808~~  
17 25,933,430

18 Moneys received by the department of corrections as  
19 reimbursement for services provided to the Clarinda  
20 youth corporation are appropriated to the department  
21 and shall be used for the purpose of operating the  
22 Clarinda correctional facility.

23 h. For the operation of the Mitchellville  
24 correctional facility, including salaries, support,  
25 maintenance, and miscellaneous purposes:  
26 ..... \$ ~~10,802,018~~  
27 22,045,970

28 i. For the operation of the Fort Dodge correctional  
29 facility, including salaries, support, maintenance, and  
30 miscellaneous purposes:  
31 ..... \$ ~~14,932,616~~  
32 30,097,648

33 j. For reimbursement of counties for temporary  
34 confinement of work release and parole violators, as  
35 provided in sections 901.7, 904.908, and 906.17, and  
36 for offenders confined pursuant to section 904.513:  
37 ..... \$ ~~537,546~~  
38 1,075,092

39 k. For federal prison reimbursement, reimbursements  
40 for out-of-state placements, and miscellaneous  
41 contracts:  
42 ..... \$ ~~242,206~~  
43 484,411

44 2. The department of corrections shall use moneys  
45 appropriated in subsection 1 to continue to contract  
46 for the services of a Muslim imam and a Native American  
47 spiritual leader.

48 Sec. 6. 2013 Iowa Acts, chapter 139, section 22, is  
49 amended to read as follows:

50 SEC. 22. DEPARTMENT OF CORRECTIONS —

1 ADMINISTRATION. There is appropriated from the general  
2 fund of the state to the department of corrections for  
3 the fiscal year beginning July 1, 2014, and ending June  
4 30, 2015, the following amounts, or so much thereof as  
5 is necessary, to be used for the purposes designated:

6 1. For general administration, including salaries,  
7 support, maintenance, employment of an education  
8 director to administer a centralized education  
9 program for the correctional system, and miscellaneous  
10 purposes:

11 ..... \$ ~~2,540,791~~  
12 5,270,010

13 a. It is the intent of the general assembly  
14 that each lease negotiated by the department of  
15 corrections with a private corporation for the purpose  
16 of providing private industry employment of inmates in  
17 a correctional institution shall prohibit the private  
18 corporation from utilizing inmate labor for partisan  
19 political purposes for any person seeking election to  
20 public office in this state and that a violation of  
21 this requirement shall result in a termination of the  
22 lease agreement.

23 b. It is the intent of the general assembly that as  
24 a condition of receiving the appropriation provided in  
25 this subsection the department of corrections shall not  
26 enter into a lease or contractual agreement pursuant to  
27 section 904.809 with a private corporation for the use  
28 of building space for the purpose of providing inmate  
29 employment without providing that the terms of the  
30 lease or contract establish safeguards to restrict, to  
31 the greatest extent feasible, access by inmates working  
32 for the private corporation to personal identifying  
33 information of citizens.

34 c. It is the intent of the general assembly that  
35 as a condition of receiving the appropriation provided  
36 in this subsection the department of corrections shall  
37 not, except as otherwise provided in paragraph "b",  
38 enter into a new contract, unless the contract is a  
39 renewal of an existing contract, for the expenditure  
40 of moneys in excess of \$100,000 during the fiscal  
41 year beginning July 1, 2014, for the privatization  
42 of services performed by the department using state  
43 employees as of July 1, 2014, or for the privatization  
44 of new services by the department without prior  
45 consultation with any applicable state employee  
46 organization affected by the proposed new contract and  
47 prior notification of the co-chairpersons and ranking  
48 members of the joint appropriations subcommittee on the  
49 justice system.

50 d. It is the intent of the general assembly

1 that the department of corrections add additional  
 2 correctional officer positions to the current number  
 3 of correctional officer positions as of July 1,  
 4 2104, by adding six correctional officers at the  
 5 Fort Madison correctional facility, six correctional  
 6 officers at the Anamosa correctional facility, two  
 7 correctional officers at the Oakdale correctional  
 8 facility, two correctional officers at the Newton  
 9 correctional facility, seven correctional officers  
 10 at the Mount Pleasant correctional facility, two  
 11 correctional officers at the Rockwell City correctional  
 12 facility, four correctional officers at the Clarinda  
 13 correctional facility, two correctional officers  
 14 at the Mitchellville correctional facility, and two  
 15 correctional officers at the Fort Dodge correctional  
 16 facility.

17 2. For educational programs for inmates at state  
 18 penal institutions:  
 19 ..... \$ 1,304,055  
 20 ..... 2,608,109

21 a. To maximize the funding for educational  
 22 programs, the department shall establish guidelines  
 23 and procedures to prioritize the availability of  
 24 educational and vocational training for inmates based  
 25 upon the goal of facilitating an inmate's successful  
 26 release from the correctional institution.

27 b. The director of the department of corrections  
 28 may transfer moneys from Iowa prison industries and the  
 29 canteen operating funds established pursuant to section  
 30 904.310, for use in educational programs for inmates.

31 c. Notwithstanding section 8.33, moneys  
 32 appropriated in this subsection that remain unobligated  
 33 or unexpended at the close of the fiscal year shall not  
 34 revert but shall remain available to be used only for  
 35 the purposes designated in this subsection until the  
 36 close of the succeeding fiscal year.

37 3. For the development of the Iowa corrections  
 38 offender network (ICON) data system:  
 39 ..... \$ 1,000,000  
 40 ..... 2,000,000

41 4. For offender mental health and substance abuse  
 42 treatment:  
 43 ..... \$ 11,160  
 44 ..... 22,319

45 ~~5. For viral hepatitis prevention and treatment:~~  
 46 ~~..... \$ 83,941~~

47 ~~6. For operations costs and miscellaneous purposes:~~  
 48 ~~..... \$ 1,285,655~~

49 7. It is the intent of the general assembly that  
 50 for the fiscal year addressed by this section the

1 department of corrections shall continue to operate the  
2 correctional farms under the control of the department  
3 at the same or greater level of participation and  
4 involvement as existed as of January 1, 2011; shall not  
5 enter into any rental agreement or contract concerning  
6 any farmland under the control of the department that  
7 is not subject to a rental agreement or contract as of  
8 January 1, 2011, without prior legislative approval;  
9 and shall further attempt to provide job opportunities  
10 at the farms for inmates. The department shall attempt  
11 to provide job opportunities at the farms for inmates  
12 by encouraging labor-intensive farming or gardening  
13 where appropriate; using inmates to grow produce  
14 and meat for institutional consumption; researching  
15 the possibility of instituting food canning and  
16 cook-and-chill operations; and exploring opportunities  
17 for organic farming and gardening, livestock ventures,  
18 horticulture, and specialized crops.

19 Sec. 7. 2013 Iowa Acts, chapter 139, section 23, is  
20 amended to read as follows:

21 SEC. 23. JUDICIAL DISTRICT DEPARTMENTS OF  
22 CORRECTIONAL SERVICES.

23 1. There is appropriated from the general fund of  
24 the state to the department of corrections for the  
25 fiscal year beginning July 1, 2014, and ending June  
26 30, 2015, for salaries, support, maintenance, and  
27 miscellaneous purposes, the following amounts, or  
28 so much thereof as is necessary, to be allocated as  
29 follows:

30 a. For the first judicial district department of  
31 correctional services:  
32 ..... \$ 7,049,543  
33 ..... 14,753,977

34 It is the intent of the general assembly that the  
35 first judicial district department of correctional  
36 services maintain the drug courts operated by the  
37 district department.

38 b. For the second judicial district department of  
39 correctional services:  
40 ..... \$ 5,435,213  
41 ..... 11,500,661

42 It is the intent of the general assembly that the  
43 second judicial district department of correctional  
44 services establish and maintain two drug courts to be  
45 operated by the district department.

46 c. For the third judicial district department of  
47 correctional services:  
48 ..... \$ 3,552,933  
49 ..... 7,241,257

50 d. For the fourth judicial district department of

1 correctional services:  
2 ..... \$ 2,747,655  
3 5,608,005

4 e. For the fifth judicial district department of  
5 correctional services, including funding for electronic  
6 monitoring devices for use on a statewide basis:  
7 ..... \$ 9,687,714  
8 20,102,616

9 It is the intent of the general assembly that the  
10 fifth judicial district department of correctional  
11 services maintain the drug court operated by the  
12 district department.

13 f. For the sixth judicial district department of  
14 correctional services:  
15 ..... \$ 7,319,269  
16 14,833,623

17 It is the intent of the general assembly that the  
18 sixth judicial district department of correctional  
19 services maintain the drug court operated by the  
20 district department.

21 g. For the seventh judicial district department of  
22 correctional services:  
23 ..... \$ 3,804,891  
24 7,856,873

25 It is the intent of the general assembly that the  
26 seventh judicial district department of correctional  
27 services maintain the drug court operated by the  
28 district department.

29 h. For the eighth judicial district department of  
30 correctional services:  
31 ..... \$ 4,103,307  
32 8,133,194

33 2. Each judicial district department of  
34 correctional services, within the funding available,  
35 shall continue programs and plans established within  
36 that district to provide for intensive supervision, sex  
37 offender treatment, diversion of low-risk offenders  
38 to the least restrictive sanction available, job  
39 development, and expanded use of intermediate criminal  
40 sanctions.

41 3. Each judicial district department of  
42 correctional services shall provide alternatives to  
43 prison consistent with chapter 901B. The alternatives  
44 to prison shall ensure public safety while providing  
45 maximum rehabilitation to the offender. A judicial  
46 district department of correctional services may also  
47 establish a day program.

48 4. The governor's office of drug control policy  
49 shall consider federal grants made to the department  
50 of corrections for the benefit of each of the eight



1 judicial district departments of correctional services  
2 as local government grants, as defined pursuant to  
3 federal regulations.

4 5. The department of corrections shall continue  
5 to contract with a judicial district department  
6 of correctional services to provide for the rental  
7 of electronic monitoring equipment which shall be  
8 available statewide.

9 Sec. 8. 2013 Iowa Acts, chapter 139, section 28, is  
10 amended to read as follows:

11 SEC. 28. IOWA LAW ENFORCEMENT ACADEMY.

12 1. There is appropriated from the general fund of  
13 the state to the Iowa law enforcement academy for the  
14 fiscal year beginning July 1, 2014, and ending June 30,  
15 2015, the following amount, or so much thereof as is  
16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, miscellaneous  
18 purposes, including jailer training and technical  
19 assistance, and for not more than the following  
20 full-time equivalent positions:

21 .....	\$	500,849
22 .....		881,214
23 .....	FTEs	<u>23.88</u>
24 .....		<u>22.00</u>

25 It is the intent of the general assembly that the  
26 Iowa law enforcement academy may provide training of  
27 state and local law enforcement personnel concerning  
28 the recognition of and response to persons with  
29 Alzheimers's disease.

30 The Iowa law enforcement academy may temporarily  
31 exceed and draw more than the amount appropriated in  
32 this subsection and incur a negative cash balance as  
33 long as there are receivables equal to or greater than  
34 the negative balance and the amount appropriated in  
35 this subsection is not exceeded at the close of the  
36 fiscal year.

37 2. The Iowa law enforcement academy may select  
38 at least five automobiles of the department of public  
39 safety, division of state patrol, prior to turning over  
40 the automobiles to the department of administrative  
41 services to be disposed of by public auction, and  
42 the Iowa law enforcement academy may exchange any  
43 automobile owned by the academy for each automobile  
44 selected if the selected automobile is used in training  
45 law enforcement officers at the academy. However,  
46 any automobile exchanged by the academy shall be  
47 substituted for the selected vehicle of the department  
48 of public safety and sold by public auction with the  
49 receipts being deposited in the depreciation fund to  
50 the credit of the department of public safety, division

1 of state patrol.

2 3. a. The public service executive three position  
3 commonly referred to as the deputy director position of  
4 the academy is not included in the full-time equivalent  
5 positions authorized by this section and shall be  
6 eliminated on or before July 1, 2014.

7 b. The Iowa law enforcement academy shall complete  
8 all administrative functions necessary to transfer the  
9 powers and duties of the eliminated position to the  
10 director and other staff of the academy on or before  
11 July 1, 2014.

12 Sec. 9. 2013 Iowa Acts, chapter 139, section 29, is  
13 amended to read as follows:

14 SEC. 29. STATE PUBLIC DEFENDER. There is  
15 appropriated from the general fund of the state to the  
16 office of the state public defender of the department  
17 of inspections and appeals for the fiscal year  
18 beginning July 1, 2014, and ending June 30, 2015, the  
19 following amounts, or so much thereof as is necessary,  
20 to be allocated as follows for the purposes designated:

21 1. For salaries, support, maintenance,  
22 miscellaneous purposes, and for not more than the  
23 following full-time equivalent positions:  
24 ..... \$ ~~12,931,091~~  
25 ..... 25,882,243  
26 ..... FTEs ~~219.00~~  
27 ..... 221.00

28 2. For payments on behalf of eligible adults and  
29 juveniles from the indigent defense fund, in accordance  
30 with section 815.11:  
31 ..... \$ ~~14,950,965~~  
32 ..... 29,901,929

33 Sec. 10. 2013 Iowa Acts, chapter 139, section 30,  
34 is amended to read as follows:

35 SEC. 30. BOARD OF PAROLE. There is appropriated  
36 from the general fund of the state to the board of  
37 parole for the fiscal year beginning July 1, 2014, and  
38 ending June 30, 2015, the following amount, or so much  
39 thereof as is necessary, to be used for the purposes  
40 designated:

41 For salaries, support, maintenance, miscellaneous  
42 purposes, and for not more than the following full-time  
43 equivalent positions:  
44 ..... \$ ~~601,918~~  
45 ..... 1,204,583  
46 ..... FTEs ~~11.00~~

47 Sec. 11. 2013 Iowa Acts, chapter 139, section 31,  
48 is amended to read as follows:

49 SEC. 31. DEPARTMENT OF PUBLIC DEFENSE — DEPARTMENT  
50 OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There

1 is appropriated from the general fund of the state  
2 to the department of public defense or the department  
3 of homeland security and emergency management, as  
4 applicable, for the fiscal year beginning July 1, 2014,  
5 and ending June 30, 2015, the following amounts, or  
6 so much thereof as is necessary, to be used for the  
7 purposes designated:

8 1. MILITARY DIVISION

9 For salaries, support, maintenance, miscellaneous  
10 purposes, and for not more than the following full-time  
11 equivalent positions:

12 .....	\$	<del>3,263,521</del>
13 .....		<u>6,554,478</u>
14 .....	FTEs	<del>293.61</del>
15 .....		<u>283.50</u>

16 The military division may temporarily exceed  
17 and draw more than the amount appropriated in this  
18 subsection and incur a negative cash balance as long  
19 as there are receivables of federal funds equal to  
20 or greater than the negative balance and the amount  
21 appropriated in this subsection is not exceeded at the  
22 close of the fiscal year.

23 2. THE DEPARTMENT OF HOMELAND SECURITY AND  
24 EMERGENCY MANAGEMENT DIVISION OF SUCCESSOR AGENCY

25 For salaries, support, maintenance, miscellaneous  
26 purposes, and for not more than the following full-time  
27 equivalent positions:

28 .....	\$	<del>1,087,139</del>
29 .....		<u>2,229,623</u>
30 .....	FTEs	<del>37.40</del>
31 .....		<u>36.13</u>

32 a. The department of homeland security and  
33 emergency management ~~division or successor agency~~  
34 may temporarily exceed and draw more than the amount  
35 appropriated in this subsection and incur a negative  
36 cash balance as long as there are receivables of  
37 federal funds equal to or greater than the negative  
38 balance and the amount appropriated in this subsection  
39 is not exceeded at the close of the fiscal year.

40 b. It is the intent of the general assembly that  
41 the department of homeland security and emergency  
42 management ~~division or successor agency~~ work in  
43 conjunction with the department of public safety, to  
44 the extent possible, when gathering and analyzing  
45 information related to potential domestic or foreign  
46 security threats, and when monitoring such threats.

47 Sec. 12. 2013 Iowa Acts, chapter 139, section 32,  
48 is amended to read as follows:

49 SEC. 32. DEPARTMENT OF PUBLIC SAFETY. There is  
50 appropriated from the general fund of the state to

1 the department of public safety for the fiscal year  
2 beginning July 1, 2014, and ending June 30, 2015, the  
3 following amounts, or so much thereof as is necessary,  
4 to be used for the purposes designated:

5 1. For the department's administrative functions,  
6 including the criminal justice information system, and  
7 for not more than the following full-time equivalent  
8 positions:

9	.....	\$	<u>2,033,527</u>
10			<u>4,183,349</u>
11	.....	FTEs	<u>39.00</u>

12 2. For the division of criminal investigation,  
13 including the state's contribution to the peace  
14 officers' retirement, accident, and disability system  
15 provided in chapter 97A in the amount of the state's  
16 normal contribution rate, as defined in section  
17 97A.8, multiplied by the salaries for which the  
18 moneys are appropriated, to meet federal fund matching  
19 requirements, and for not more than the following  
20 full-time equivalent positions:

21	.....	\$	<u>6,466,707</u>
22			<u>13,625,414</u>
23	.....	FTEs	<u>149.60</u>
24			<u>150.60</u>

25 3. For the criminalistics laboratory fund created  
26 in section 691.9:

27	.....	\$	<u>151,173</u>
28			<u>302,345</u>

29 4. a. For the division of narcotics enforcement,  
30 including the state's contribution to the peace  
31 officers' retirement, accident, and disability system  
32 provided in chapter 97A in the amount of the state's  
33 normal contribution rate, as defined in section  
34 97A.8, multiplied by the salaries for which the  
35 moneys are appropriated, to meet federal fund matching  
36 requirements, and for not more than the following  
37 full-time equivalent positions:

38	.....	\$	<u>3,377,928</u>
39			<u>6,919,855</u>
40	.....	FTEs	<u>66.00</u>
41			<u>65.50</u>

42 b. For the division of narcotics enforcement for  
43 undercover purchases:

44	.....	\$	<u>54,521</u>
45			<u>109,042</u>

46 5. For the division of state fire marshal, for fire  
47 protection services as provided through the state fire  
48 service and emergency response council as created in  
49 the department, and for the state's contribution to the  
50 peace officers' retirement, accident, and disability

1 system provided in chapter 97A in the amount of the  
 2 state's normal contribution rate, as defined in section  
 3 97A.8, multiplied by the salaries for which the moneys  
 4 are appropriated, and for not more than the following  
 5 full-time equivalent positions:

6 .....	\$	<del>2,235,278</del>
7 .....		<u>4,590,556</u>
8 .....	FTEs	53.00

9 6. For the division of state patrol, for salaries,  
 10 support, maintenance, workers' compensation costs,  
 11 and miscellaneous purposes, including the state's  
 12 contribution to the peace officers' retirement,  
 13 accident, and disability system provided in chapter 97A  
 14 in the amount of the state's normal contribution rate,  
 15 as defined in section 97A.8, multiplied by the salaries  
 16 for which the moneys are appropriated, and for not more  
 17 than the following full-time equivalent positions:

18 .....	\$	<del>27,768,104</del>
19 .....		<u>58,736,597</u>
20 .....	FTEs	<del>494.47</del>
21 .....		<u>514.00</u>

22 It is the intent of the general assembly that the  
 23 department of public safety add additional members to  
 24 the state patrol to the current number of members of  
 25 the state patrol as of July 1, 2014.

26 It is the intent of the general assembly that  
 27 members of the state patrol be assigned to patrol  
 28 the highways and roads in lieu of assignments for  
 29 inspecting school buses for the school districts.

30 ~~7. For operations costs, and miscellaneous~~  
 31 ~~purposes:~~

32 .....	\$	<del>850,000</del>
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33 8. For deposit in the sick leave benefits fund  
 34 established under section 80.42 for all departmental  
 35 employees eligible to receive benefits for accrued sick  
 36 leave under the collective bargaining agreement:

37 .....	\$	<del>139,759</del>
38 .....		<u>279,517</u>

39 9. For costs associated with the training and  
 40 equipment needs of volunteer fire fighters:

41 .....	\$	<del>362,760</del>
42 .....		<u>825,520</u>

43 a. Notwithstanding section 8.33, moneys  
 44 appropriated in this subsection that remain  
 45 unencumbered or unobligated at the close of the fiscal  
 46 year shall not revert but shall remain available for  
 47 expenditure only for the purpose designated in this  
 48 subsection until the close of the succeeding fiscal  
 49 year.

50 b. Notwithstanding section 8.39, the department

1 of public safety may reallocate moneys appropriated  
 2 in this section as necessary to best fulfill the  
 3 needs provided for in the appropriation. However, the  
 4 department shall not reallocate moneys appropriated  
 5 to the department in this section unless notice of  
 6 the reallocation is given to the legislative services  
 7 agency and the department of management prior to  
 8 the effective date of the reallocation. The notice  
 9 shall include information regarding the rationale for  
 10 reallocating the moneys. The department shall not  
 11 reallocate moneys appropriated in this section for the  
 12 purpose of eliminating any program.

13 10. For the public safety interoperable and  
 14 broadband communications fund established in section  
 15 80.44:

16 ..... \$ 154,661

17 Sec. 13. 2013 Iowa Acts, chapter 139, section 33,  
 18 is amended to read as follows:

19 SEC. 33. GAMING ENFORCEMENT.

20 1. There is appropriated from the gaming  
 21 enforcement revolving fund created in section 80.43 to  
 22 the department of public safety for the fiscal year  
 23 beginning July 1, 2014, and ending June 30, 2015, the  
 24 following amount, or so much thereof as is necessary,  
 25 to be used for the purposes designated:

26 For any direct support costs for agents and officers  
 27 of the division of criminal investigation's excursion  
 28 gambling boat, gambling structure, and racetrack  
 29 enclosure enforcement activities, including salaries,  
 30 support, maintenance, miscellaneous purposes, and  
 31 for not more than the following full-time equivalent  
 32 positions:

33 .....	\$	5,449,004
34 .....		<u>10,898,008</u>
35 .....	FTEs	<u>115.00</u>
36 .....		<u>109.00</u>

37 2. For each additional license to conduct gambling  
 38 games on an excursion gambling boat, gambling  
 39 structure, or racetrack enclosure issued during  
 40 the fiscal year beginning July 1, 2014, there is  
 41 appropriated from the gaming enforcement fund to  
 42 the department of public safety for the fiscal year  
 43 beginning July 1, 2014, and ending June 30, 2015, an  
 44 additional amount of not more than \$300,000 to be used  
 45 for not more than 3.00 additional full-time equivalent  
 46 positions.

47 3. The department of public safety, with the  
 48 approval of the department of management, may employ  
 49 no more than three special agents for each additional  
 50 riverboat or gambling structure regulated after July 1,

1 2014, and three special agents for each racing facility  
 2 which becomes operational during the fiscal year which  
 3 begins July 1, 2014. Positions authorized in this  
 4 subsection are in addition to the full-time equivalent  
 5 positions otherwise authorized in this section.

6 Sec. 14. 2013 Iowa Acts, chapter 139, section 34,  
 7 is amended to read as follows:

8 SEC. 34. CIVIL RIGHTS COMMISSION. There is  
 9 appropriated from the general fund of the state to the  
 10 Iowa state civil rights commission for the fiscal year  
 11 beginning July 1, 2014, and ending June 30, 2015, the  
 12 following amount, or so much thereof as is necessary,  
 13 to be used for the purposes designated:

14 For salaries, support, maintenance, miscellaneous  
 15 purposes, and for not more than the following full-time  
 16 equivalent positions:

17 .....	\$	648,535
18 .....		<u>1,169,540</u>
19 .....	FTEs	<u>28.00</u>

20 The Iowa state civil rights commission may enter  
 21 into a contract with a nonprofit organization to  
 22 provide legal assistance to resolve civil rights  
 23 complaints.

24 Sec. 15. 2013 Iowa Acts, chapter 139, section 35,  
 25 is amended to read as follows:

26 SEC. 35. CRIMINAL AND JUVENILE JUSTICE PLANNING  
 27 DIVISION. There is appropriated from the general fund  
 28 of the state to the criminal and juvenile justice  
 29 planning division of the department of human rights for  
 30 the fiscal year beginning July 1, 2013, and ending June  
 31 30, 2014, the following amounts, or so much thereof as  
 32 is necessary, to be used for the purposes designated:

33 For salaries, support, maintenance, and  
 34 miscellaneous purposes, and for not more than the  
 35 following full-time equivalent positions:

36 .....	\$	630,053
37 .....		<u>1,260,105</u>
38 .....	FTEs	<u><del>10.81</del></u>
39 .....		10.38

40 The criminal and juvenile justice planning advisory  
 41 council and the juvenile justice advisory council  
 42 shall coordinate their efforts in carrying out their  
 43 respective duties relative to juvenile justice.

44 Sec. 16. 2013 Iowa Acts, chapter 139, section 36,  
 45 is amended to read as follows:

46 SEC. 36. DEPARTMENT OF HOMELAND SECURITY AND  
 47 EMERGENCY MANAGEMENT DIVISION. There is appropriated  
 48 from the ~~wireless~~ E911 emergency communications fund  
 49 created in section 34A.7A to the department of homeland  
 50 security and emergency management ~~division or successor~~

1 agency for the fiscal year beginning July 1, 2014, and  
2 ending June 30, 2015, an amount not exceeding \$250,000  
3 to be used for implementation, support, and maintenance  
4 of the functions of the administrator and program  
5 manager under chapter 34A and to employ the auditor of  
6 the state to perform an annual audit of the wireless  
7 E911 emergency communications fund.

8 DIVISION III

9 MISCELLANEOUS PROVISIONS

10 Sec. 17. Section 80B.5, Code 2014, is amended to  
11 read as follows:

12 **80B.5 Administration — director.**

13 1. The administration of this chapter shall be  
14 vested in the office of the governor. A director of  
15 the academy and such Such staff as may be necessary for  
16 it the academy to function shall be employed pursuant  
17 to the Iowa merit system.

18 2. The director of the academy shall be appointed  
19 by the governor, subject to confirmation by the senate,  
20 to serve at the pleasure of the governor.

21 Sec. 18. Section 97B.49B, subsection 1, paragraph  
22 e, Code 2014, is amended by adding the following new  
23 subparagraph:

24 NEW SUBPARAGRAPH. (13) An employee of a judicial  
25 district department of correctional services whose  
26 condition of employment requires the employee to be  
27 certified by the Iowa law enforcement academy and who  
28 is required to perform the duties of a parole officer  
29 as provided in section 906.2.

30 Sec. 19. CONSUMER EDUCATION AND LITIGATION  
31 FUND. Notwithstanding section 714.16C, for each fiscal  
32 year of the period beginning July 1, 2014, and ending  
33 June 30, 2016, the annual appropriations in section  
34 714.16C, are increased from \$1,125,000 to \$1,875,000,  
35 and \$75,000 to \$125,000 respectively.

36 Sec. 20. PERSONNEL SETTLEMENT AGREEMENT  
37 PAYMENTS. As a condition made to any appropriation  
38 provided in this Act, moneys appropriated and any other  
39 moneys available for use by the entity to which the  
40 appropriation is made under this Act shall not be used  
41 for the payment of a personnel settlement agreement  
42 between that entity and a state employee that contains  
43 a confidentiality provision intended to prevent  
44 public disclosure of the agreement or any terms of the  
45 agreement.

46 DIVISION IV

47 PUBLIC SAFETY PEACE OFFICERS' RETIREMENT, ACCIDENT, AND  
48 DISABILITY SYSTEM

49 Sec. 21. Section 97A.1, Code 2014, is amended by  
50 adding the following new subsections:



1 NEW SUBSECTION. 5A. "Cancer" means prostate  
2 cancer, primary brain cancer, breast cancer, ovarian  
3 cancer, cervical cancer, uterine cancer, malignant  
4 melanoma, leukemia, non-Hodgkin's lymphoma, bladder  
5 cancer, colorectal cancer, multiple myeloma, testicular  
6 cancer, and kidney cancer.

7 NEW SUBSECTION. 9A. "Infectious disease" means HIV  
8 or AIDS as defined in section 141A.1, all strains of  
9 hepatitis, meningococcal meningitis, and mycobacterium  
10 tuberculosis.

11 Sec. 22. Section 97A.5, subsection 11, Code 2014,  
12 is amended to read as follows:

13 11. *Actuarial investigation.*

14 a. At least once in each two-year period, the  
15 actuary hired by the board of trustees shall make an  
16 actuarial investigation in the mortality, service,  
17 and compensation experience of the members and  
18 beneficiaries of the system, and the interest and  
19 other earnings on the moneys and other assets of the  
20 system, and shall make a valuation of the assets and  
21 liabilities of the retirement fund of the system, and  
22 taking into account the results of the investigation  
23 and valuation, the board of trustees shall adopt  
24 for the system, upon recommendation of the system's  
25 actuary, such actuarial methods and assumptions,  
26 interest rate, and mortality and other tables as shall  
27 be deemed necessary to conduct the actuarial valuation  
28 of the system.

29 b. During calendar year 2019, and every five  
30 years thereafter, the system shall cause an actuarial  
31 investigation to be made related to the implementation,  
32 utilization, and actuarial costs associated with  
33 providing that cancer and infectious disease are  
34 presumed to be a disease contracted while a member  
35 of the system is on active duty as provided in  
36 section 97A.6, subsection 5. On the basis of the  
37 investigation, the board of trustees shall adopt and  
38 certify rates of contributions payable by members  
39 in accordance with section 97A.8. The system shall  
40 submit a written report to the general assembly  
41 following each actuarial investigation, including the  
42 certified rates of contributions payable by members  
43 for costs associated with the benefit as described in  
44 this paragraph, the data collected, and the system's  
45 findings.

46 Sec. 23. Section 97A.6, subsection 5, paragraph b,  
47 Code 2014, is amended to read as follows:

48 b. (1) Disease under this ~~section~~ subsection shall  
49 mean heart disease or any disease of the lungs or  
50 respiratory tract and shall be presumed to have been

1 contracted while on active duty as a result of strain,  
2 exposure, or the inhalation of noxious fumes, poison,  
3 or gases.

4 (2) Disease under this subsection shall also mean  
5 cancer or infectious disease and shall be presumed to  
6 have been contracted while on active duty as a result  
7 of that duty.

8 (3) However, if a person's membership in the system  
9 first commenced on or after July 1, 1992, and the heart  
10 disease or disease of the lungs or respiratory tract,  
11 cancer, or infectious disease would not exist, but for  
12 a medical condition that was known to exist on the date  
13 that membership commenced, the presumption established  
14 in this paragraph "b" shall not apply.

15 Sec. 24. Section 97A.8, subsection 1, paragraph  
16 e, subparagraph (8), subparagraph division (a),  
17 subparagraph subdivision (v), Code 2014, is amended to  
18 read as follows:

19 (v) For the fiscal year period beginning July 1,  
20 2014, and each fiscal year thereafter ending June 30,  
21 2020, eleven and ~~thirty-five hundredths~~ four-tenths  
22 percent.

23 Sec. 25. Section 97A.8, subsection 1, paragraph e,  
24 subparagraph (8), subparagraph division (a), Code 2014,  
25 is amended by adding the following new subparagraph  
26 subdivision:

27 NEW SUBPARAGRAPH SUBDIVISION. (vi) For the  
28 fiscal year beginning July 1, 2020, and each fiscal  
29 year thereafter, eleven and thirty-five hundredths  
30 percent, plus an additional percentage, as determined  
31 by the board of trustees pursuant to the actuarial  
32 investigation required in section 97A.5, subsection  
33 11, paragraph "b", necessary to finance the costs  
34 associated with providing that cancer and infectious  
35 disease are presumed to be a disease contracted while  
36 a member of the system is on active duty as provided in  
37 section 97A.6, subsection 5.>

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COMMITTEE ON APPROPRIATIONS  
ROBERT E. DVORSKY, CHAIRPERSON